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23 Attorneys for Defendants PLUM, PBC,
24 (erroneously sued as PLUM, INC.) and
25 CAMPBELL SOUP COMPANY

16 **IN THE UNITED STATES DISTRICT COURT**
17
FOR THE NORTHERN DISTRICT OF CALIFORNIA

18 LUDMILA GULKAROV, JANINE
19 TORRENCE, KELLY MCKEON, and JOSH
20 CRAWFORD, Individually and on Behalf of
21 All Others Similarly Situated,

22 Plaintiffs,

23 v.

24 PLUM, PBC, and PLUM, INC., Delaware
25 corporations,

Defendants.

Case No. 4:21-cv-00913-YGR

Honorable Yvonne Gonzalez Rogers

**DECLARATION OF KEELY J. STEWART
ISO DEFENDANTS' MOTION TO
TRANSFER VENUE**

*[Motion to Transfer and [Proposed] Order filed
concurrently herewith]*

Date: May 18, 2021

Time: 3:30 p.m.

Courtroom: 1

1 VANESSA MATHIESEN, Individually and on Case No. 4:21-CV-01763-YGR
2 Behalf of All Others Similarly Situated,

3 Plaintiff,

4 v.

5 PLUM, PBC,

6 Defendant.

7 CINDY PEREIRA, on behalf of herself and a Case No. 4:21-CV-01767-YGR
8 class of others similarly situated,

9 Plaintiff,

10 v.

11 CAMPBELL SOUP COMPANY, and PLUM,
12 PBC,

13 Defendants.

14 AUTUMN ELLISON, Individually and on Case No. 4:21-CV-02015-YGR
15 Behalf of All Others Similarly Situated,

16 Plaintiff,

17 v.

18 PLUM, PBC, and PLUM, INC., Delaware
19 corporations,

20 Defendants.

21 JESSICA DAVID and HEATHER AGE,
22 individually, and on behalf of all others
23 similarly situated,

24 Plaintiff,

25 v.

26 PLUM, PBC.; and DOES 1 through 10,
27 inclusive,

28 Defendants.

1 I, Keely J. Stewart, declare:

2 1. I am employed by defendant Campbell Soup Company (“Campbell”) as Assistant
 3 Secretary. I submit this declaration in support of defendants’ motion to transfer certain consumer class
 4 actions to New Jersey federal court. I have personal knowledge of the facts asserted in this declaration
 5 and if called as a witness could competently testify thereto.

6 2. I have been employed by Campbell since May 1, 2014. As part of my job duties as Assistant
 7 Secretary, I am responsible for overseeing the corporate governance of Campbell’s subsidiaries. I am
 8 based in Campbell’s corporate headquarters in Camden, New Jersey.

9 3. Plum, PBC is an indirect, wholly owned corporate subsidiary of Campbell. Campbell is a
 10 New Jersey corporation and Plum, PBC is a Delaware corporation. The principal places of business for
 11 Campbell and Plum, PBC is in Camden, New Jersey.

12 4. Campbell acquired Plum, Inc. in 2013. After the acquisition, Plum, Inc. was converted,
 13 pursuant to Delaware corporate law, into a public benefit corporation and renamed Plum, PBC (“Plum”).
 14 At the time of the acquisition, Plum maintained offices and its principal place of business in Emeryville,
 15 California. Subsequent to the acquisition, Campbell transferred all of Plum’s business operations to
 16 Campbell’s corporate headquarters in Camden, New Jersey. The transfer of the entirety of Plum’s business
 17 operations to New Jersey was completed in 2018. After that time, Plum’s principal place of business was
 18 in Camden, New Jersey, and it maintained no employees, headquarters, offices, or corporate operations in
 19 California.

20 5. Because Plum and Campbell’s corporate operations and employees are based at their
 21 headquarters in Camden, New Jersey, any witnesses or documents that may be relevant to this litigation
 22 are most likely located in or near Camden, New Jersey.

23 6. In February 2021, the California Secretary of State had on record a filing on behalf of Plum,
 24 Inc. listing Plum Inc.’s address as 1485 Park Avenue, Emeryville, CA 94608. That filing was in error in
 25 at least two respects. First, since 2013, the company was called Plum, PBC, not Plum, Inc. Second, as of
 26 2018, Plum’s corporate headquarters was located in New Jersey, not California. As detailed above, Plum
 27 ceased maintaining an office in California in 2018. On February 22, 2021, shortly after I became aware of

1 the erroneous filing, a Certificate of Surrender on behalf of Plum, Inc. was filed with the California
2 Secretary of State. The Certificate of Surrender identified the proper address for Plum's operations as One
3 Campbell Place, Camden, New Jersey 08103.

4 7. On March 31, 2021, Campbell announced that it will sell Plum to Sun-Maid Growers of
5 California. That transaction is expected to close in early May 2021.

6 I declare under penalty of perjury under the laws of the United States that the foregoing is true and
7 correct.

8 Executed this 9th day of April at Camden, New Jersey.

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10 
11 by: _____
12 Keely J. Stewart

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